



**STATE OF ALABAMA**  
**SURFACE MINING COMMISSION**

P.O. BOX 2390 - JASPER, ALABAMA 35502-2390  
(205) 221-4130 • FAX: (205) 221-5077

Permit Renewal Number: P-3987-01-26-S

RENEWAL TO PERMIT  
FOR SURFACE COAL MINING OPERATIONS

Pursuant to the Alabama Surface Mining Control and Reclamation Act, Act No. 81-435, and duly promulgated rules of the Commission, Renewal is hereby approved for permit:

Issued to: P-3987-01-26-S  
Black Warrior Minerals, Inc.  
P.O. Box 1190  
Sumiton, AL 35148  
(Mine No. 2)

License No.: L-698

The permit is renewed for an additional term of 5 years.

All terms and conditions of the permit remain in effect.

Renewal Finding 1: By comments dated December 21, 2020 the U. S. Fish and Wildlife Service (FWS) stated if tree removal for this project occurs between October 15 and March 31; FWS agrees the remaining portions of the proposed project are unlikely to impact the Indiana bat or northern long-eared bat. If this timing is not achievable and no other measures to avoid adverse effects are possible, then FWS recommends that the projects proponents proceed to acoustic and/or mist netting surveys to determine the presence or probable absence of Indiana bats or northern long-eared bats at the project site in accordance with the 2020 Range-wide Indiana Bat Summer Survey Guidelines. No federally listed or candidate species are known to occur in the project area footprint. The ASMC finds that the proposed operation will not jeopardize the continued existence of endangered or threatened species or critical habitat thereof.

Renewal Condition 1: The permittee must flag the approximately 184 acres of potential summer roosting habitat (identified in yellow on the Potential Summer Roost Habitat Map dated: December 3, 2020) for the Indiana bat and Northern Long-eared Bat in a flagging color different than the permit boundary.

Renewal Condition 2: Flagging of potential summer roosting habitat must occur prior to bonding and/or conducting any mining activities in increments or acreages where potential summer roosting habitat occurs (including acreages in Increment 1 upon issuance of this Permit Renewal).

Renewal Condition 3: The permittee can only conduct tree removal from October 15 through March 31 within the areas flagged as potential summer roosting habitat.

Renewal Condition 4: If timber removal is necessary outside the October 15-March 31 timeframe an Indiana bat and Northern Long-eared Bat Presence/Absence Survey and Fish and Wildlife approval must be submitted to ASMC prior to tree removal.

**EFFECTIVE DATE: March 30, 2021**

**ISSUE DATE: March 30, 2021**

**EXPIRATION DATE: March 30, 2026**

*SM 3/30/2021*

  
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Kathy H. Love, Director

/mw

cc: I & E, Permit File  
Dept. of Labor  
Alabama Historical Commission  
Jefferson County Commission